

JOURNAL  
OF THE  
Commons House of Assembly  
OF  
South Carolina

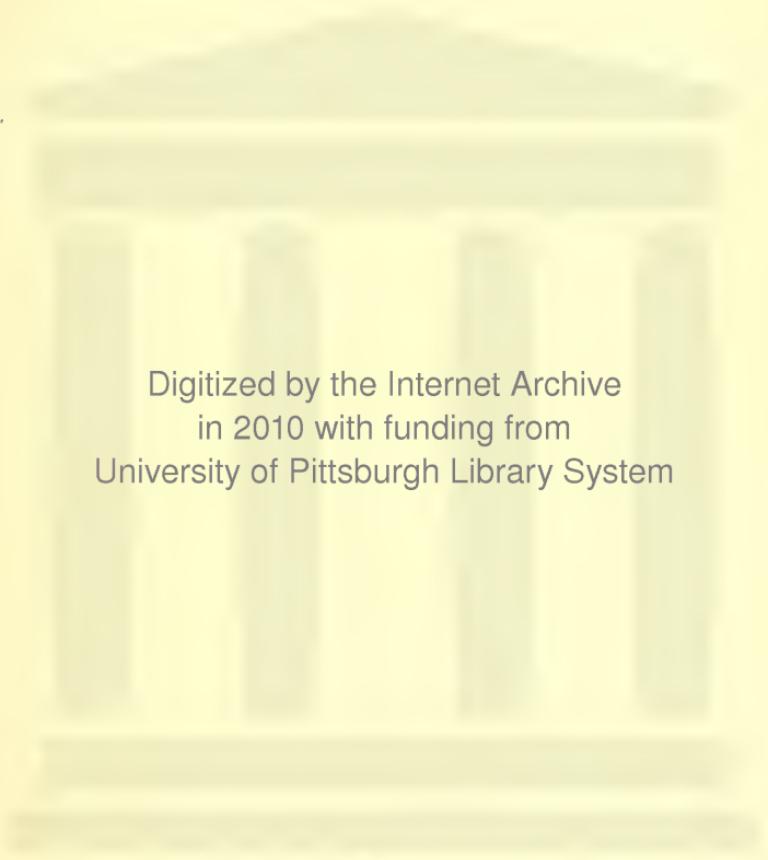
August, 1701.

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# JOURNAL

OF THE

# Commons House of Assembly

OF

# South Carolina

For the Session Beginning August 13, 1701  
and Ending August 28, 1701

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Edited by

A. S. SALLEY, JR.

Secretary of the Historical Commission of South Carolina

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Printed for

THE HISTORICAL COMMISSION OF SOUTH CAROLINA

By the State Company, Columbia, S. C.

1926

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of the said Assembly may be execused for want of Notice or Summons to Meet as aforesaid Wee do hereby Strictly Charge & Command Francis Fidling Sergeant of the Lower house to give perSonall Notice to each and every Member of the said lower house of ye time of his and their Meeting & with the Tenor of this Proclamation: And wee do hereby Command our High Sheriff of Berkly County to Publish this Our Proclamation in Charles Town in the Said County on ye 19<sup>th</sup>: of this Instant July Given under Our hands & ye publick Seal this Eighteenth day of July Anno 1701

James Moore  
Robert Gibbs  
Edmund Bellinger  
Henry Noble/

Whereas ye Generall Assembly was called by ye above proclamation to meet the 13<sup>th</sup>: of August 1701 this house mett accordingly/<sup>1</sup>

The House is Adjourned till to Morrow morning Eight a Clock/

Thursday August the 14<sup>th</sup>: the House mett according to adjournment./

This House being Sent for by the Upper House the Goven<sup>r</sup>: gave these following perticulars to this House's Consideracons Vizt: (1<sup>st</sup>) To ConSider how many Looke out and places of Defence & What Guards are needfull to be put on ye Sea Coast to ye North & South ward of Charles Town And of ye most fitt places for them./

(2<sup>ly</sup>) To Raise A Fund of Money (if Wanting) to build Such places of Defence to pay Such number of men for manageing ye Same & for watching as shall be thought Necessary./

3)<sup>ly</sup> To Provide for ye better Ordering ye Militia:/

4)<sup>ly</sup> To Consider of A more Speedy way to build the Warfe Wall which done, will be A great Defence to Charles Town/

5)<sup>ly</sup> To ffinish the Batteries of Great Gunns & to Mount the Same/

(6<sup>ly</sup>) To Take care for hand Granado's and Shott for the great Gunn's/

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<sup>1</sup>The first page of the journal, which contains the first part of the proclamation, is missing.

7)<sup>ly</sup> To Enquire what Perriaugo's Cano's and Boats are (in Case of Invasion) flitt for the publick Service to take care that those be all well fitted with Sails Oars &c - - - And that they the respective owners of them be Obliged to keep them allwayes ready for Service And to bring them fittted to Such perticular places as they Shall be Ordered in Case of an Alarm:/

(8)<sup>ly</sup> That A Store of provission be allwayes ready for y<sup>e</sup> men Shall be Employed in the said Boats and Cano's/

(9)<sup>ly</sup> To Consider of Ways to make the watch in Charles Town more Usefull./

(10)<sup>ly</sup> There are none of all these Gentlemen but ought to be done in time of peace and even when no prospect of an Imme-  
nent warr.

Lastly) I have One Thing more Gentlemen to recommend to your Serious Consideracons which is y<sup>e</sup> French Settlement which is on y<sup>e</sup> Sea Coast on y<sup>e</sup> Missishipee River — — —

And St: Augustin I am Informed that they have made two Settlements not above 120 Miles to y<sup>e</sup> Southward of St: Augustine They already begin to Incite our Indians to trade with them our Indians are in Love with their liberality and Conversation Itts possible there may A Warr in Europe or that if there be we may not be Invaded But Warr or peace We are sure to be alwayes in danger & under y<sup>e</sup> trouble & Charge of keeping out Guards; even in time of Peace so long as those french live so near us to put you in mind of the french of Canada's Neighbourhood to the Inhabitants of New England is to Say Enough on this Subject:/

The House Adjourned till two a clock in y<sup>e</sup> afternoon

The House mett according to Adjourment.

The House Entered into Debate upon the Severall Articles the Governo<sup>r</sup> Delivered this House in his speech for their Consideration/

on which Debate it was argreed as y<sup>e</sup> sence of this house for y<sup>e</sup> direction of a Committee to Joyn with a Committee of y<sup>e</sup> upper house

1<sup>st</sup>. That there be three Lookouts between South Edistoe and Ashly River Viz: One on Edistoe Island One on Tom Jones Island and the other on the Folley Island and also that there be A Look out on y<sup>e</sup> North Side of River to give advice by water if any Danger and that there be two great

Gunns planted one upon Edistoe Island ye other att W<sup>m</sup>: Magotts & that there be a nother Lookout on the Northward of Sullivants Island

2)<sup>ly</sup> That there be provissons made for the better Ordering the Militia/

3)<sup>ly</sup> That ye more Speedy way to build the warfe be Debated with ye Committe of ye Upper House./

4)<sup>ly</sup> That care be taken to finish the Battery's and mount ye Guns & that ye Committe to Joyn with the Upper house Confer about ye most Speedy way of doeing ye Same:

5)<sup>ly</sup> That we are Informed by Capt: Tho: Smith that there are Granado's Sent for by ye way of Holland but if there can be any other advised by ye Upper house how Granado's may be procured Sooner this House is ready to Concurre:

6)<sup>ly</sup> That there be peraugo's Enouff for the Service of ye Countrey upon an Invasion & that there be power to press ye Same &c

7)<sup>ly</sup> And that ye publick provide Oars & provissons for that purpose/

8)<sup>ly</sup> That ye Consideracon of ye Watch in Charles Town be left to ye Committe to Confer with ye Committe of the upper house/ how to make it more usefull:

9)<sup>ly</sup> That ye Consideracon how this Settlement be not disturbed by ye French Settled on ye Mowela River be left to ye Consideracon of ye Committe of both Houses and that care be taken that the Indian Traders do not further Trust Indians And that there be Some Convenient time given ye Traders to gett in their Debts without oppression to the Natives & what methods are most necessary to secure ye Natives to our Intrest & also that they consider what Moneyes are necessary to Carry on ye Charges of these Resolutions - - —

Ordered That Ralph Izard Esq<sup>r</sup>: Col<sup>l</sup> Stephen Bull, m<sup>r</sup> Robert Fenwick, M<sup>r</sup> Rob<sup>t</sup>: Stevens, & Col<sup>l</sup> Tho: Broughton Be a Committe to Joyn with a Comitte of ye Vpper House to Debate upon the Above Articles Some Time To Morrow and make Report To this House/

Ordered That m<sup>r</sup> John Ashby, Ralph Izard Esq<sup>r</sup> and Cap<sup>t</sup> William Davis be a Committe To Supervise the Acts, And se what are Expired or neare Expireing And Report the Same To this House/

The House Adjourned Till To-Morrow Morning/S of ye Clock

In The Morning Fryday y<sup>e</sup>: 15<sup>th</sup> of august 1701/

The House Mett according to Adjournmt/

Ordered That Capt Georg Raynor have Leave To Depart ye service of this house for his health. And Attend this House againe if be able/

The Committe Appoynted to Joyne w<sup>th</sup> a Comitte of ye upper House to debate ye several articles Delivered this House in ye Governo<sup>rs</sup> Speech/ Reports to the House ye following Resolutions of ye s<sup>d</sup> Comittee,

(1) That ye Look out on ye north Poynt of ye Savana River be manngaged by 2 white men & Six Indjans, to Cary ye allarum To Capt Nearnnes, who is to allaram all the Adjacent inhabitants and from Thence to Go forward, To m<sup>r</sup> Will<sup>m</sup>= Edwards' who is to Allarem ye: People Inhabiting ye King's Bench &c<sup>ta</sup>. And there put one of ye white men a Shoar, and then returne to Cap<sup>t</sup> Nearnmes and follow his ord<sup>rs</sup>=, And ye man Putt a Shoar, who is by m<sup>r</sup> Edwards to be Carried to m<sup>r</sup> ffripps or Henry Bowers, & from thence to m<sup>r</sup> Will<sup>m</sup>= Bowers and So on ye most Expeditious way Can be to Charles Town, And that from ye Island be Sent a Canoe to ye Lady Blakes who is Likewise to Send ye allaram to Town, The man yt Left ye first Canoe, to Go to m<sup>r</sup> W<sup>m</sup>= Wells and to Town; Two gunns are to be Planted at m<sup>r</sup> Edwardes's and an other at ye most Convenient Place on Edistoh Island at m<sup>r</sup> Henry Bowers,/

(2<sup>dy</sup>) That there be four Look outs to the Southward of Ashly River and one To the Northward on ye most Convenient Place

(3<sup>ly</sup>) That for Better ordering the militia ye fines be advanced five Shillings Upon every Imediate following Default, Till it Comes To Thirty Shillings, and that the forfeitures, be Given to the Serjents, that Levey them fforfeitures for non Appearance at allarams, 20£ or Two hours being tyed neck and Heels, and six months, Imprisonment./

(4<sup>ly</sup>) That there is allready sufficent Care taken for Building the Wharfe, finishing the Batteries & mounting the Gunns, That there is An ord<sup>r</sup>: from ye Assembly to the Receiver to furnish us w<sup>th</sup> Granades, and shott, And yt he hath Taken Care by all wayes Possible to do it,

(5) That there be Periaugoes Enough for ye Service of the Country upon An Invasion, & yt there be power Given To Press the Same

(6) And that the Publick Provide oars & Provisions, & Patridg Shott, for that Purpose/

(7) That Every man watch in Charles Town, in his owne Posse otherwise to hier one that is approved by a Certificate undr the Hands of a Justice of Peace, If any man be found to Sleepe on ye watch to forfeit 40<sup>s</sup>= or Tyed neck and Heeles Two Hours ye next Morning,

(8) Centry Boxes, and a Brick watch House To Contane about 30 men, The forfeitures, and halfe to the Publick, and the other Halfe to him that Shall Convict ye man of Sleeping (Before a Justice of Peace)

(9) That ye Tallaboooses & other our Friendly Indjans, be not discourag'd from makeing warr, upon these Indjans that are, our & their Enemies

(10) That a Bill be prepared to Lay a fine upon all those yt shall hereafter, Trust Indjans, after a Limeted time and yt after time Limited all Debts owing by ye Indjans shall be forgiven, And that no Contracted Servant or Slave, Shall Go or be Sent among ye Indjans to Trade, And also that a Judicious man be sent Among the Indjans to inspect into the Regularities of the Traders, w<sup>th</sup> Power to Send them down, if he Think fitt, And have power to Deside Differances, betweene Trader & Trader, and Between Indjan & Indjan w<sup>th</sup> ord<sup>rs</sup> aliso & power to secure the Natives to our Interest/

The House Adjourned Till 2  
of the Clock in the after noone/

In The afternoone/

The House mett According to adjourn<sup>t</sup>  
Mr Robert Stevens A member of this house being charged by Col<sup>l</sup> Thomas Broughton, That he Should Report that this House Snubb'd him for Bringing into this House a Vote of ye Parliament of England Relateing to ye oath of Allegiance &c<sup>ta</sup>., which he denied

Ord<sup>rd</sup>: that Ralph Izard Esqr: & m<sup>r</sup> Rob<sup>t</sup> Fenwick, Do Examine m<sup>r</sup> John Ash who Spread the s<sup>d</sup> Report, what member of this House Gave him Such Information, And if he Denies to name the person, that this House Shall Esteeme him the Author thereof/

The Above members Ralph Izard Esqr and m<sup>r</sup> Rob<sup>t</sup> Fenwick Returned the House, Answer that it was m<sup>r</sup> Rob<sup>t</sup> Stevens a Membr of this House/

M<sup>r</sup>: Stevens being Called by ye house to answer for the s<sup>d</sup> offence  
Prayed ye House to pardon ye Same

And The House Accordingly Excused him

The House Entering into Debate of the Report made To this House by the Comittee Apoyned to Joyne w<sup>th</sup> a Committee of ye uper House, to debate ye mater of ye Governo<sup>rs</sup> Speech Agreed to the s<sup>d</sup>= Report, w<sup>th</sup> these following, Alterations/  
Vizt) That the fines for non Appearance in Arms, five shillings for the first Default, And for ye next Emediate Default Tenn Shillings, And So Tenn Shillings for Every Imediate following Default, And yt the Serjents have the forfeitures for non Appearance; Att Allarams fined five Pounds or be Tyed neck and Heles Two Hours, & Six months Imprisonné:

That further Care be Taken to mount Great Gunns in the Halfe moone, & in such other Places as by Comission<sup>rs</sup> Shall be thought fitt & convenient/

That no Servant or Slave be sent beyond ye Savana Town/

Ord<sup>rd</sup>: that Col<sup>l</sup> Stephen Bull Capt<sup>t</sup> Thomas Smith Col<sup>l</sup> Tho: Broughton and m<sup>r</sup> Robert Fenwick be a Comitte to Prepare a Bill for the Better Regulating of ye millitia, and Present the same to this House/ w<sup>th</sup> a Clause for Carying on aLarams and for Apoynting Lookouts, w<sup>th</sup> a Clause to Impower Comision<sup>rs</sup> to mount Great Guns in ye halfe moone and in Such other places, as they shall Think fitt & Convenient w<sup>th</sup>: a Clause also to Impower ye Pressing periaugans &ceta: & oares &c<sup>ta</sup>:

ord<sup>rd</sup>: That w<sup>m</sup>: Smith Esq<sup>r</sup>: m<sup>r</sup> John Crosskeys & Cap<sup>t</sup> John Hamilton be a Comitte to Prepare a Bill for Settling ye watch in Charles Town, and in yt Bill to Repeale ye watch act now in force/ & Present the Same to this House/

Ordered That m<sup>r</sup> Rob<sup>t</sup> Hall And m<sup>r</sup> John Ashby be a Comitte to Prepare a Bill, to Regulate ye abuses of ye Indjan Trade & present ye Same to this House/

Ordered that m<sup>r</sup> William Pratt, have leave to depart the service of this house

The House Adjourned till To Morrow Seven of The Clock To Morrow Morning/

In The forenoon y<sup>e</sup> 16<sup>th</sup>: 1701/

The House Mett according to Adjournment/

The Question is putt whether ye act for ye better ordering of Slaves be Revived, or Comitted,

Carried yt it be Comitted/

Ord<sup>rd</sup>: yt m<sup>r</sup> James Gilbertson Cap<sup>t</sup>/ w<sup>m</sup>: Peters, & m<sup>r</sup> James Stanyarne be a Comitte to Prepare ye said Bill & present ye Same to this House/

M<sup>r</sup> Robert Stevens haveing on Thursday Last (when ye House was in an Earnest Debate on other matters) offerd a paper to be Read in this yt ye oath of Allegiance ought to be taken by this house/

This Day Ralph Izard Esq<sup>r</sup>: moved the House To Take ye s<sup>d</sup> Paper into their Consideration/

Ord<sup>rd</sup> yt all ye Members of this House that are in town do Immediately Attend ye Service of ye Same

Ord<sup>r</sup> yt m<sup>r</sup> Robt Hall and m<sup>r</sup> Robt Fenwick Do Attend ye uper House and acquaint them yt a membr<sup>r</sup> of this House haveing moved that this house ought to Take ye oaths and Subscribe the Declaration & Associacon Request their Honors Directions Therein/

Reported That The uper House would Take it into their Consideration, And Send This House An Answer

The House Takeing into their Consideration ye Building ye halfe moone at ye East End of Coop<sup>r</sup> Streete

The Question is Putt whether ye Dore of the s<sup>d</sup> Halfe Moone be Continued as it is or not/

Caried that it be not Continued as it is/

This House Haveing Taken into Their Consideracon The Building ye halfe moone, at ye East End of Coop<sup>r</sup> Streete/

ord<sup>rd</sup> that the Dore in the said halfe moone be Taken down, and built up w<sup>th</sup> Brick. And that Landing places be Reserved and Secured on Each side ye s<sup>d</sup> Halfe moone for Publick Landings And that this ord<sup>r</sup> be sent to ye uper House for their Concurrence/

Ord<sup>rd</sup>: that m<sup>r</sup> Speaker Signe ye above ord<sup>r</sup>-

The Above order Assented to by ye uper house

Vpon ye Motion of m<sup>r</sup> Receiver, That Coll Robt Quarry haveing Brought into this Port Tenn Hdds= of Tobacco, & not Land- ing ye Same/

Ord<sup>rd</sup> That The s<sup>d</sup> Coll Quarry have Leave, to Export ye same w<sup>th</sup> out paying ye Duty, thereof

The Answer from ye upper House To the Message This day sent them Relateing to Takeing the oath and subscribeing the Declaracon and Association is as followeth/

M<sup>r</sup>: Speaker & Gen<sup>t</sup>:/

Wee have This sessions Taken the Oath of Alegiance and the oath Appoyned by the Statute made in ye first yeaire of King william and Queen Mary, Entituled an act for the Abrogating ye Oaths of Supremacie and allegiance & appoynting other oaths, And advise yt yo<sup>r</sup> House do ye same; As to yo<sup>r</sup> Message Relateing to the Declaration & Association Wee think it necessary that every membr<sup>r</sup> of Both Houses, do Subscribe ye Same, If you can find ye s<sup>d</sup> Declaration & Association as they are appoyned by act of Parliament in England for hitherto upon our best Inquiry we can not Come by any sight of them/

Ja: Moore/

Ordered That The Members of this House Do Attend here on Tuesday morning Next, in ord<sup>r</sup> to Take ye Oath accordeing to an act Entituled an act for ye abrogateing of ye oaths of Supremacy & allegiance and appoynting other oaths

The House Adjourned Till  
Munday 2 of ye Clock in the  
afternoone/

In the afternoone the 18<sup>th</sup>=1701/

The House mett According to adjournmt/

The House adjourned Till 7 of ye Clock To Morrow Morning,

Tuesday in ye morning ye: 19<sup>th</sup>: august 1701/

The House Mett according to adjournment/

Ord<sup>rd</sup>: yt the Messenger of this House Do Imediately Sumon all ye members, that are in town, To Attend the Service of this House, according to Last Saturdays ord<sup>r</sup>/.

The Messenger Reports to ye House yt he hath Sumoned all ye Memb<sup>rs</sup> that are in Town to Attend ye Service of ye House according to the above ord<sup>r</sup>/

Accordingly the s<sup>d</sup> Members, Attended ye service of the House/ And ye Members following Took the Oaths, according To An Act made in ye Kingdome of England Entituled An act, for ye abrogateing of the oaths of Supremacy & Allegiance, and appoynting other oaths./

M <sup>r</sup> : Speaker—	M <sup>r</sup> William Elliott
Nicholas Trott Esqr	m <sup>r</sup> William Baker
Ralph Izard Esqr	m <sup>r</sup> : William Bowers/
Coll Stephen Bull	m <sup>r</sup> William Wells
William Smith Esqr	Cap <sup>t</sup> William Peters
Coll: Thomas Broughton	m <sup>r</sup> : W <sup>m</sup> : Edwards
m <sup>r</sup> : Rob <sup>t</sup> Stevens—	m <sup>r</sup> : James Stanyarne
Capt William Davis	m <sup>r</sup> : Rob <sup>t</sup> Fenwick
m <sup>r</sup> : John Cattle—	m <sup>r</sup> : Tho: Elliott
m <sup>r</sup> John Ashby	m <sup>r</sup> James Gilbertson
	m <sup>r</sup> John Crosskeys,
	Cap <sup>t</sup> John Hamilton

according  
to their  
profesion  
sworn

In The afternone The House mett according to  
Adjournment/ The Comitte Apoynted to Prepare a  
bill for settling a watch in charles  
Town cr. Brought y<sup>e</sup> Same into this  
House

A Bill for Settling a watch in Charles Town & for Preventing  
of fires and nusuances in y<sup>e</sup> Same & for y<sup>e</sup> secureing Twenty foot  
on Each Side of y<sup>e</sup> halfe Moone for Publick Landing Places,  
Read y<sup>e</sup> first Time & past w<sup>th</sup> amendments

The Comitte Appynted to Prepare a Bill for y<sup>e</sup>: Better ordering  
of slaves, Brought the Same into this House/.

A Bill for y<sup>e</sup> Better ordering of Slaves Read y<sup>e</sup> first time &  
Past w<sup>th</sup> amendm<sup>ts</sup>—

Adjourned Till 7 aClock to  
Morrow Morning

Wednesday y<sup>e</sup> 20<sup>th</sup> august 1701

In y<sup>e</sup> morning y<sup>e</sup> House Mett according  
To Adjournm<sup>t</sup>/

The Comitte appynted to Prepare a Bill to Regulate y<sup>e</sup> abuses  
of y<sup>e</sup> Indjan Trade.

Brought in to this House the s<sup>d</sup> Bill,

Vpon Reading y<sup>e</sup> Petition of Nicholas Mayham Praying y<sup>e</sup>:  
Charity of this House for his Loss of an Indjan Wooman/  
Killed by y<sup>e</sup> Indians,

Ord<sup>d</sup>. That Cap<sup>t</sup> Thomas Smith Publick Receiver Do pay y<sup>e</sup>  
s<sup>d</sup> Nicholas Mayham out of the Publick In Six monthis The

Sum of fifteene Pounds Current Money, And that this ord<sup>r</sup> be sent to ye upper House for their Concurrence/ and that m<sup>r</sup>- Speaker Signe ye said Ord<sup>r</sup>/

assented to by ye upper house,

Vpon Reading ye Petition of Thomas Booth Clerk of the Church of England, Requesting ye Registers of Births, Marriages & burialls be Conferred on him Ord<sup>r</sup>: yt

The Comitte Apoynted to prepare a Bill for ye Better settling & Regulateing ye Millitia & appoynting Lookouts— brought ye Same into this House/

A Bill for the Better Settling & Regulateing ye Millitia and Appoynting Lookeouts,

Read ye first Time & Past w<sup>th</sup> Amendm<sup>ts</sup>=

The House adjourned Till 2 of  
ye Clock in ye afternoone/

The House mett according to Adjournment

The Comitte Apoynted to Prepare a Bill for Regulateing abuses in ye Indjan trade, Brought into the House the s<sup>d</sup> Bill, Which was Read ye first Time & past with amendments/

A Bill for Settling a watch in Charles Town & for preventing of fires and Nusuances in ye Same, & for ye Secureing Twenty foot on Each Side of ye halfe Moone, for Publick landing places, Read ye Seccond Time & past w<sup>th</sup> amendments,

The House adjourned Till to morrow morning Seaven aClock,

In The Morning Thursday ye: 21<sup>st</sup>: 1701/

The House Mett According to Adjournm<sup>t</sup>

Vpon Motion made by m<sup>r</sup> Rob<sup>t</sup> Fenwick yt m<sup>rs</sup>: Martha Jones might have 30£: allowed her for a negro mann yt Committed upon a negro woman slave when ye Late act for ye Better ord<sup>r</sup>ing of slaves was Expired,/

The Question is Putt whether a Clause Shall be aded to ye said act, for Tryall of ye s<sup>d</sup> Negro according to the Directions of ye s<sup>d</sup> act/

Caried in the affirmative

Resolved

That a Clause be added to ye s<sup>d</sup> act for Tryall of ye said negro according to the Directions of s<sup>d</sup> act/

Vpon a Motion made by m<sup>r</sup> James Stanyarne That m<sup>dm</sup>: Elizabeth Blake, haveing a negro man slave which Runn away, and

was Killed by a white man when ye Late negro act was Expird  
might be paid for out of the Publick money/,

Resolved

That ye s<sup>d</sup> Negro be paid for out of ye Publick Money/

A Bill for the Better Ordering of Slaves Read The Second Time and Past w<sup>th</sup> Amendments./

A Message from ye uper House by Rob<sup>t</sup> Gibbes Esq<sup>r</sup>: In the following Words/

M<sup>r</sup> Speaker & Gentl<sup>m</sup>=

Wee Do not Understand That you Designe to Raise any money to pay for those things which you have thought necessary to be Done for the Safety of this Collony, nor can wee can Conceive how they Can be done without Money, wee suppose you are not Sensible of the Designes ye Spanyards have against us, wee Desire you will Enquier of Cap<sup>t</sup> Rhett and m<sup>r</sup> Medlicott what they Know of ye Designes of the Spanyards & french against this Place, his most Sacred Majestie hath thought us in Danger as by his Royal Comand To the Commander in Cheife to Take care of this his p<sup>o</sup>vince is Evident, We doubt not but you Reflect, yt ye french and Spanyards may have notice of ye warr betweene ye Crown of England, and the Crowne of ffrance and Spaine five or Six Months before we may, And that it will be to Late to raise money to ffinish Places of Defence, and to Provide for other Necessaries when ye Enemie is in Sight/

Ja : Moore

The said message being Read/ The House Entered into ye Debate thereof to consider What Moneys are necessary to be Raised for Settling ye Look outs, and for Provideing other necessaries for the Defence of this Province,

Ord<sup>rd</sup>:

That The Debate thereof be Referred till ye after Noone/  
Motion Made by a membr of this House yt Care might be taken for provideing & Secureing Quantities of Powder & bulletts in Certaine Places in ye Country in Case ye Town should be Invaded and Taken by a Surprize/

Resolved

That a Barrell of Powder, and a Proportionable Quantity of Bulletts be putt into ye Possession of ye Early Prospective Capt

of Each Company for ye use of ye Publick only on Emergent, necessities/

The House adjourned Till 2 of ye  
Clock in ye afternoone/

In The Afternoone The House Mett according to Adjournmt=/  
Ord<sup>rd</sup>: That m<sup>r</sup>: Thomas Smith Publick Receiver Do Lay his  
Acco<sup>ts</sup> of ye Publick Treasure before this House on ye first day  
of their next Sitting

This House being Informed That the french and Spanyard have  
a Designe to Ataque This Collony if a warr Breakes out/  
The House Haveing Debated ye Same

Ord<sup>rd</sup>= That the following message be Sent to ye upper House  
Viz<sup>t</sup>)

May it Please yo<sup>r</sup> Honors=

This House being Crediblely Informed that the Spanyards if a  
warr breaks out Designes to attack this Settlement, Wee There-  
fore request yo<sup>r</sup> Honors: to Joyne w<sup>th</sup> us in an address to ye R<sup>t</sup>  
Honoble- ye Lords Prop<sup>rs</sup>. & Informe them ye Danger we are in  
y<sup>t</sup>. they may Give us such Assistance as they shall thinke neces-  
sary for ye Defence & Security of this their Collony/

According to this Mornings ord<sup>r</sup>= the House Enter into Debate  
on ye s<sup>d</sup> Matter

Resolved

That an Equall Tax of five Hundred Pounds be Raised, for ye  
Present defence of this P<sup>ro</sup>vince upon Reale and personall  
Estates,,

Ord<sup>rd</sup>: That a bill be Prepared accordingly and brought into  
this House/

Ord<sup>rd</sup>

That Ralph Izard Esq<sup>r</sup>. Col<sup>ll</sup> Thomas Broughton m<sup>r</sup> John Ashby  
& m<sup>r</sup> James Stanyarne be a Comitte, to Prepare the s<sup>d</sup> Bill and  
bring ye Same into this House/  
ord<sup>rd</sup>-

That M<sup>r</sup> Rob<sup>t</sup> Stevens have Leave to depart the Service of  
this House upon an urgent occasion/

The House Adjourned Till Seaven a  
Clock to morrow Morning/

ffryday In ye Morning ye 22<sup>d</sup> of August 1701/

The House mett according to adjournmt/

A Bill for The Better Settling & Regulateing ye Millitia And for Apoynting Look outs Read ye Seccond Time and Past/ Motion Made by m<sup>r</sup> Rob<sup>t</sup> Fenwick A member of this House That m<sup>r</sup> James Stanyarne be Sent to the Yamasee Indjans, w<sup>th</sup> a Present and to Give them An Assurance of our ffrind Shipp, The more to Engage them to our Enterest/

Resolved/

That m<sup>r</sup>. James Stanyarne be sent to ye Yamesees for ye said Purpose, And yt ye upper House be address<sup>t</sup>, to Concurr w<sup>th</sup> this House in the same/

Ordered That The Clerke Do Engrosse ye Bill for ye Better ordering of Slaves/

Ordered That the Bill for Settling a watch In Charles Town &c Be Ingrossed by the Clerke/

The House Adjourned Till 2 of ye Clock in ye afternoone/

In The Afternoone The House Mett according To Adjournm<sup>t</sup>/ M<sup>r</sup>: Thomas Smith Publick Receiver Laid before this House ye ffollowing ord<sup>r</sup> from ye uper House/

(Vizt) In the uper House/

Ordered yt m<sup>r</sup> Thomas Smith Publick Receiver d<sup>o</sup> Bring his accot<sup>s</sup>= of ye Publick Treasury to this House on Munday next/ Ja : Moore

Upon Debate of ye above ord<sup>r</sup>/

Resolved/

That The Publick Receiver is Accountable to the Commons only

Fryday Afternoone/

May it Please yo<sup>r</sup> Hon<sup>rs</sup>=/

M<sup>r</sup> Receiver haveing Laid before this House yo<sup>r</sup> ord<sup>r</sup>: to Lay before yo<sup>r</sup> Hon<sup>rs</sup>: ye accot<sup>s</sup> of ye Publick/

This is to Informe yo<sup>r</sup>- Hon<sup>rs</sup>: It's the resolution of this House that m<sup>r</sup> Receiver is Accoumptable only to ye Commons/

Ordered yt m<sup>r</sup> Speaker Signe ye a bove message/

The Commite Apoynted To Prepare a Bill for Raiseing Money for ye Publick use and Defence of This Province brought ye Same into this House which was Read The first Time and Past w<sup>th</sup> Amendments,/

A Bill for Regulateing the Abuses in ye Indjan Trade  
 Read ye Second Time and past w<sup>th</sup> amendments

The House Adjourned Till  
 Seaven of The Clock To-  
 morrow morning

In The morning Saturday the 23<sup>d</sup> of August 1701/  
 The House mett According to adjournmt,  
 An Act for ye Better Settling and Regulateing ye Millitia  
 Ord<sup>rd</sup> To be Ingrossed/  
 Read the Petition of Capt John Collins Relateing to an ord<sup>r</sup>=  
 of this house ye Last Sessions of Assembly Dated the first of  
 March 1700/1

The Question is Putt whether the s<sup>d</sup> Petition Shall be Rejected  
 or not,

Carried that ye s<sup>d</sup> Petition  
 be Rejected/

Upon motion made by a Member, that Capt John Collins Ought  
 to be allowed Something out of ye Publick Money to Defray his  
 Charges in Persueing ye Runawayes

The Question is Putt whether the s<sup>d</sup> Collins  
 Should be Allowed anything or not/

Caried that he be Allowed  
 Something/

The Question is allso Put Whether the said Collins Shall be  
 allowed 5<sup>lb</sup> or Tenn Pounds/

Caried That he be allowed 5<sup>lb</sup>=

A Message from ye uper House, in Answer to yesterdays Message  
 Sent them/

Viz<sup>t</sup>,

Mr: Speaker and Gen<sup>lm</sup>=/

Wee Received yo<sup>r</sup> Message Relateing to the Publick Rec<sup>rs</sup>. Acco<sup>ts</sup>  
 And the Resolution of this House/

Wee Believe we have Right to See ye Publick Receivers acco<sup>ts</sup>  
 at all Times, when we think fitt, Even then when ye Parliament  
 is not Sitting, Then wee may thereby the better Judge  
 when & how much money may be Wanting for ye Defence of this  
 Collony, and Call the Parliament to Raise Such Sums as will  
 be necessary for the Defence thereof for w<sup>th</sup>out a perfect Knowl-  
 edg Knowledge of the state of the Publick Treasury we cannot  
 tell when it may be Necessary to Call a Parrliament to Suply

y<sup>e</sup> want of money for Publick Necessary & Emergent Occasions and may Therefore Thro' Ignorance omitt y<sup>e</sup> Calling of Parliam<sup>ts</sup> when Necessary as well as Give them the Trouble to Come together When no need Thereof;

You have now Sent up to us a Bill for Raiseing five Hundred & fifty Pounds, Till we see y<sup>e</sup> Receivers acco<sup>ts</sup> wee Cannot Judge whether that Sum will will be Enough to Doe what you have at this Time thought necessary to be Done, And therefore thinke it Reasonable y<sup>t</sup> y<sup>e</sup> Receiver (as we have ordered) Do Bring us his acco<sup>ts</sup> on Munday Next/ Ja: Moore Die Sabbati 23<sup>d</sup>:

Vpon y<sup>e</sup> Debate of ye above Message it Requireing m<sup>r</sup> Receiver to Lay his accts for y<sup>r</sup> ~~þ~~usall of them/

Ord<sup>rd</sup> That m<sup>r</sup> Receiver Lay his acco<sup>ts</sup> of y<sup>e</sup> Publick Treasury before y<sup>e</sup> upper House only for their Perusiall. on munday next.

The House Adjourned Till 2 of y<sup>e</sup> Clock  
In y<sup>e</sup> afternoone/

In the Afternoone The House Mett according To Adjournment.

A Bill for Raiseing money for the Publick use & Defence of this Province Read y<sup>e</sup> 2<sup>d</sup> Time & Past w<sup>th</sup> amendments

The House Adjourned Till 8 of y<sup>e</sup> Clock  
on Munday morning

August 25<sup>th</sup>: 1701/

Munday In The Morning y<sup>e</sup>: House mett according To Adjournm<sup>t</sup>

The Act for the Registering Births Mariagis & Burialls being in force

Ord<sup>rd</sup>: y<sup>t</sup> m<sup>r</sup>. Speaker Do move the Governor<sup>r</sup> to Give Thomas Both Clerk of y<sup>e</sup> Church a Comission for y<sup>e</sup> s<sup>d</sup>: office (of Register)

Whereas m<sup>r</sup> John Crosskeyes hath Recommended m<sup>r</sup> Peter Painter for Receiver of y<sup>e</sup> Publick Powder, To this House he being Desirous for y<sup>e</sup> Encouragem<sup>t</sup>= of said Painter, To Relinquish said Place, Sufficient Security being offered for the Good performance of the s<sup>d</sup> office/

Ordered That the s<sup>d</sup> Peter Painter be Receiver of y<sup>e</sup> Publick Powder, And That This Ord<sup>r</sup> be Sent to y<sup>e</sup> upper House for y<sup>r</sup> Concurrence, And That this ord<sup>r</sup> be Signed by m<sup>r</sup> Speaker/

Ord<sup>rd</sup>: That ye following Message from the Uper House, be Laid upon ye Board/

In The upper House/

Die Subati

xxiii (aug<sup>st</sup>)

This day Landgrave Joseph Morton Esq<sup>r</sup>: made the following motion to this House,/

Whereas there was made and Pass'd at ye Last Sitting of ye Generall Assembly An Act Entituled an act, for the Regulateing of ye Court of Admiralty &cta: wch= said Act Being Contrary to the Laws of England Derogatory from and in a Great Measure Destructive of ye Powers Granted to him by his majesties Commission to be Judge, of ye Court of admiralty for this Part of ye Province as well as Dangerous to ye Interest of ye Lords Prop<sup>rs</sup>; That The said act be Repealed/  
Vpon which motion it is ord<sup>rd</sup>: that the s<sup>d</sup> Motion and Consideration thereof be Refered to ye Lower House/

Ja: Moore

The House Adjourned Till 2: in ye afternoon

In The afternoone The House mett According to adjournm<sup>t</sup>= Ord<sup>rd</sup>. That Co<sup>ll</sup> Thomas Broughton Ralph Izard Esq<sup>r</sup> and m<sup>r</sup> Rob<sup>t</sup> Hall be Appraisers to Joyne w<sup>th</sup> Three Appraisers to be Appoynted by ye upper house to Ascertaine ye Prises, upon ye Several Comodities in which ye Lords Prop<sup>rs</sup> Rent is to be paid, according to ye Directions of an act of assembly, Entituled an act to Ascertaine ye Prices of Land ye formes of Conveyances /./

Orrd<sup>rd</sup> That The Clerke Ingrosse the Bill to Prevent Dealeing w<sup>th</sup> Indjans on Trust, And to Regulate other abuses in the Indjan Trade./

A Message from ye upper House/

(Vizt)

M<sup>r</sup> Speaker & Gent.

You in a Paragraph of ye Money Bill Enact that ye Publick receiver Shall Render his accot<sup>s</sup> to ye Commons only, If you mean by yt the uper house Councill Shall not See his Receivers Accot<sup>s</sup> when they think fitt, we can not Comply w<sup>th</sup> you in yt for ye Knowldg of the state of ye Publick Treasury is So Essencially necessary to ye Governm<sup>t</sup> that w<sup>th</sup>out it wee Cannot

Tell When to call Parliam<sup>ts</sup>: or how w<sup>th</sup> Prudence to ord<sup>r</sup> all-  
most any publick Buisiness/

Sent The following Answer to the uper house

May it Please yo<sup>r</sup> Honors

It's ye opinion of this House yt yo<sup>r</sup> Honors may and ought to  
See ye Publick Receivers acco<sup>ts</sup> when and as often as you please/  
ord<sup>r</sup> m<sup>r</sup> Speaker Syne ye above answer, To ye uper House/  
A Message from ye Vper House/

M<sup>r</sup> Speaker and Gent-

Wee Thinke Capt Abraham Eve, for whome is Designed a  
Commission to be Capt<sup>t</sup> of the fort, To be a fitter Person Then  
m<sup>r</sup> Painter for Receiver of ye Publick Powder, And Do recomend  
him for yo<sup>r</sup> Con Currance Ja Moore

Die Lune

august 25<sup>th</sup> 1701/

Sent ye following Answer To ye upper House

May it Please yo<sup>r</sup> Honors=

Considering ye Circumstances of Affaires Wee Humbly Con-  
ceive m<sup>r</sup> Peter Painter is to be Encouraged to Continue in his  
Place of Gunner, And wee Know not How otherwise to En-  
courage him to Continue therein but by Giveing him ye Powder  
Receivers Place Therefore Desire yo<sup>r</sup> Honors Concurrance there-  
in he haveing offered to Give Good & Sufficient Security./  
ord<sup>rd</sup>: yt m<sup>r</sup> Speaker Signe ye above Answer to ye upr house  
In ye uper house.

m<sup>r</sup> Painter haveing committed Piracy & not haveing his majesties  
Pardon for ye Same, Its resolved he is not fitt for that trust

Ja: Moore/

Ord<sup>rd</sup>: That the Clerke Ingrosse ye Bill for Raiseing money for  
ye Publick use & Defence of this Province/

M<sup>r</sup> Speaker adjourned ye house  
till 7 aClock to morrow morning

Tuesday, In The Morning ye 26<sup>th</sup> August

Whereas Mad<sup>m</sup>: Elizabeth Blake hath had a negro man Slave  
Runn a Way and Killed by a white Man When ye Late Act  
for the Better ordering of Slaves was Expired./

Ordered That Capt Thomas Smith Publick Receiver Do Pay  
out of ye Publick money To Mad<sup>m</sup>: Elizabeth Blake The Sum  
of Twenty Pounds Currant Money for the Slave s<sup>d</sup> Slave w<sup>th</sup>in

Six months after y<sup>e</sup> date hereof / And this ord<sup>r</sup> to be Sent to  
y<sup>e</sup> Vpper house for their Concurrence./

ord<sup>rd</sup> That m<sup>r</sup> Speaker Signe y<sup>e</sup> s<sup>d</sup> ord<sup>r</sup>/ assented to by y<sup>e</sup>  
upper house,

Order<sup>rd</sup>: That The Governor be addressed To Take Such Care  
for Secureing Our ffrindly Indjans to our Interest and from  
being Drawn from us by y<sup>e</sup> frence Settled to y<sup>e</sup> Southward of  
S<sup>t</sup> Augustine) as he Shall Thinke most Expedient/

Read an Act for the Better ordering of Slaves The Third Time  
and Past into a Law/

Ord<sup>rd</sup> That The Cap<sup>ts</sup> of Each Respective Companys have Cop-  
pies of all Acts of Assembly yt They are Required to Read at  
y<sup>e</sup> head of y<sup>r</sup> Companies, from Thomas Rose Clerke of this  
House and That he be paid for Each act out of the Publick  
mony by ye Publick Receiver Seaven Shill & six pence Currant  
money,

A Bill directing How persons Resideing in this province shall  
be su'd or impleaded by vertur of an instrument of procureation  
or letter of Attorney sent from persons Resideing in parts be-  
yond the Seas or left here by persons gon of from this province

Read ye first time &

past with amendments

Ordered yt Nich: Trott Esqr. & M<sup>r</sup> Robert Stevens be a com-  
mittee to draw an address to ye Lrd<sup>s</sup> propros to send us Guns:  
powder &c for ye defence of this their province

An Act for Settling a watch in Charles Town & for preventing  
of fires and Nusances in the Same & for Secureing 20 foot on  
Each Side y<sup>e</sup> halfe moone, for Publick Landing Places, Read  
y<sup>e</sup> Third Time & Past Into a Law/

The House Adjourned Till 2 of y<sup>e</sup> Clock

In y<sup>e</sup> afternoone/

In The afternoone, The House Mett According to adjournm<sup>t</sup>/  
Vpon Reading y<sup>e</sup> accots of y<sup>e</sup> Com<sup>rs</sup>- of y<sup>e</sup> Poore Laid before  
this house, The Same being Debated,

The Question is putt Whether the Ballance of y<sup>e</sup> s<sup>d</sup>  
acco<sup>t</sup> Shall be paid for out of The Publick money,  
Carried in y<sup>e</sup> affirmative/

Ord<sup>rd</sup>: That Ralph Izard Esqr: & m<sup>r</sup> Robt Hall be a Comitte  
to Examine y<sup>e</sup> said accots: To Know y<sup>e</sup> Ballance of y<sup>e</sup> Same,  
and Report the Same to this House./

The Question is Put whether the Message from ye upper House of Last Saturdays Date, Containeing a Motion of Landgrave Joseph Morton to ye s<sup>d</sup> upper House for Repealeing an Act, Late made for the Regulateing ye Proceedings of ye Court of admiralty &c<sup>ta</sup>: Shall be Taken into the Consideration of this House This Sitting or Nott

Carried In ye Negative

Vpon ye Motion made by m<sup>r</sup> Receiver Praying the Directions of this House, Whether Capt William Rhett ought to have ye Libertie of Landing Such Rum now on Board His Vessell w<sup>th</sup>out Paying the Duty thereof

Ordered That said Rhett have Libertie to Land ye said Rum w<sup>th</sup>out Paying ye Duty thereof he first takeing his Oath to Export all ye s<sup>d</sup> Rum in ye s<sup>d</sup> Vessell he Imported ye Same/ The House Adjourned to 7 a Clock To Morrow morn-

Wednesday Morning ye 27<sup>th</sup> 1701/  
The House Mett according to adjournmt/  
The Comitte Apoynted to Examine ye acco<sup>ts</sup> of ye Com<sup>rs</sup>: of y<sup>t</sup> Poore, Reports to the House That they have Examined ye s<sup>d</sup> acco<sup>ts</sup> and find Due to Ballance ye s<sup>d</sup> acco<sup>t</sup>= Twenty one Pound & Seven Shill

ord<sup>r</sup> to be Entred here for paym<sup>t</sup> of ye s<sup>d</sup> money out of ye Publick

An Act for the Settling and Regulateing ye Millitia and Apoynting Lookouts. Read ye Third Time & Past into a Law./ An Act for Raiseing money for the Publick use and Defence of this Province, Read ye Third Time and Past into a Law./ An Act to Prevent Dealeing w<sup>th</sup> Indjans on Trust and to Regulate other abuses in ye Indjan Trade./ Read The Third Time & Past into a Law/

A message from ye uper house by Rob<sup>t</sup> Gibbes Esqr: which are as followeth/

M<sup>r</sup> Speaker and Gen<sup>t</sup>:

You Say you have Debated our message about the Millitia bill, Butt do not seeme to have Considered it, haveing Hastily Apoynted Two Com<sup>rs</sup> in that Bill, Even when it was Ingrossed w<sup>th</sup>out our Knowledge or Approbation, wherein yo<sup>r</sup> Proceedings are Contrary to ye Known useage of Parliaments, and Distructive of ye Governmt. Whereby ye Attendance of ye Lords Deputies in the Generall Assembly is Rendred utterly useless,

and ye Powers and Prerogatives wherew<sup>th</sup> his majestie has Instructed their Lord shipps and they us their Deputies, Dangerously Betrayed—Wee Cannot Rec<sup>d</sup> from our Right of noninating Com<sup>rs</sup> as well as you, for Such Trusts as are in the Dispose of ye Generall Assembly, And therefore Expect that yo<sup>u</sup>. accept of Such persons, as we shall nominate to Joyn w<sup>th</sup> those y<sup>t</sup> you shall Att any Time nominate/

Ja: Moore

May It Please yo<sup>r</sup> Hono<sup>rs</sup>—

Wee Omitted ye filling up the Blankes in the Millitia act Till the Third Reading, not out of Designe to Breake our former usage, but of over sight,

ord<sup>rd</sup>: y<sup>t</sup> m<sup>r</sup> Speaker Signe ye above answer,<sup>1</sup>

The House adjourned Till 2 of ye Clock in ye after noone/

In The after Noone The House mett according To Adjournment/

Read ye Petition of Mathew Porter &c &c:/

Ord<sup>rd</sup>: That ye Consideration of the s<sup>d</sup> Petition be Refered to the Next Sitting of this House/

The House adjourned Till Tomorrow Morning Seaven aClock,

Thursday In ye Morning ye 28<sup>th</sup> of August 1701/  
The House Mett According To adjournmt:

Enter a Message from ye uper House as followeth.<sup>2</sup>  
Ordered That at the Ratification the Acts Mr: Speaker Move the Governr: to Vse his Utmost Indever to oblige our frindly Indians to our Intrest and to ord<sup>r</sup>: the Malitia Officers to make Lists of all the Inhabitants of this Colony and lay them before this House In Order for perfecting the Listes of the Jury act the next Sitting and that his Hono<sup>r</sup>: would with all possible speed Settle ye= Lookouts

<sup>1</sup>This entry is followed by a blank space on one margin of which is written: “here Enter in ye faire booke all Papers before these following here after in this booke, they Succeeding one ye other/” As the “faire” journal is not available and the “foul” journal is here being presented these papers cannot be presented or described.

<sup>2</sup>A blank space was left for it and a marginal note reads: “ye answ<sup>r</sup>: after it”

In The upper house,

M<sup>r</sup> Speaker & Gent<sup>t</sup>/

Wee find by yo<sup>r</sup> Millitia act w<sup>ch</sup> you Sent down to us Ingrossed That in Case of the p<sup>r</sup>sent Governors: Death or absence you have Intrusted Capt w<sup>m</sup>. Davis & Capt Job Howes w<sup>th</sup> the same Charge and Power,

Now for as much as ye names of ye persons to Succeed ye s<sup>d</sup> Governo<sup>r</sup>: in the said Trust were not Incerted in ye act at ye Seccond Reading. And you have Till the Ingrossing ye s<sup>d</sup> act, Kept us Ignorant of ye persons you thought fitt to Intrust, and have Intrusted them with out our Approbation, or Takeing any notice of our being Concerned, Wee thinke Such Proceedings Contrary to ye- Lords Prerogative and to the Constant usage of Parliam<sup>ts</sup>=

But Because an Act so necessary Should Pass wee Propose yt Two of ye members of our House, viz<sup>t</sup> Landgrave Joseph Morton and Col<sup>ll</sup> Robert Daniell Should be Joyned w<sup>th</sup> the persons, by you Incerted in the said act

august 27<sup>th</sup> 1701/

Ja Moore

In The Lower House

May it Please yo<sup>r</sup> Honors: wee have Debated yo<sup>r</sup> Honors: message Sent us this day Relateing to ye  $\hat{\oplus}$ sons Incerted in ye Millitia act, who upon ye Death or Absence of ye Governo<sup>r</sup> are Appoynted to Manage ye Lookouts and to Draw out money out of ye Publick Treasury for defraying ye Charges thereof,

It is Resolved by This House That no other  $\hat{\oplus}$ son be Inserted in the said act but those already mentioned in the Same,/

Ord<sup>rd</sup>: That m<sup>r</sup> Speaker Signe  
ye above Answer./

Ordered That the sum of 21£:7<sup>s</sup>: the Ballance of ye Commision<sup>rs</sup>: of ye Poore's accots of Disburstments be paid, out of ye Publick Money by Cap<sup>t</sup> Tho: Smith Publick Receiver, And that this ord<sup>r</sup> be sent to ye upper house for their Concurrence/ and That m<sup>r</sup> Speaker Signe ye Same

Discented to in ye uper house/

with ye follow message being sent to this house

Ord<sup>rd</sup>- that m<sup>r</sup> John Crosskeys be Receiver of the Publick Powder And Then this ore<sup>r</sup> be Sent to ye uper house for their Concurrence/ and y<sup>t</sup> M<sup>r</sup> Speaker:

Signe ye Same/

In ye Vper House/

Wee Cannot Approve of m<sup>r</sup> John Crosskeys for Publick Re-ceiver of Powder, he haveing Dureing this sessions Laid down y<sup>t</sup> Trust/

Ja: Mooree

August 27<sup>th</sup>=1701.

Ord<sup>rd</sup> That there be Sent to the Yamasees a Present from The Governm<sup>t</sup>, One Hundred weight of Powder and one Hundred and fifty weight of Shott w<sup>th</sup> one Great Gun five Hundred of flints & Two Gross of Knives by m<sup>r</sup>: James Stanyarne, who is thereby Required to Cary the Same, And Assure ye said Yamasees of our freind Shipps, and Assistance, which said Powder & Shott is there to be reserved and Kept by y<sup>e</sup> s<sup>d</sup> Indjans, for their use, only in Emergent necessity, And m<sup>r</sup> Receiv<sup>r</sup> is hereby ordered to buy y<sup>e</sup> said shott, flints & Knives and Pay for y<sup>e</sup> Same out of y<sup>e</sup> Publick money; & them Deliver to the said Stanyarne, And that this ord<sup>r</sup> be sent to the uper House for their Concurrence

Ord<sup>rd</sup>: y<sup>t</sup> m<sup>r</sup> Speaker signe y<sup>e</sup> same/

In The upper House./

Wee Concurr w<sup>th</sup> you To Present ye Yamasees Indjans w<sup>th</sup> what you have Thought fitt, Butt thinke it will be better done by the Governo<sup>r</sup> and Councill, then as you Propose,, And that the cheife men of y<sup>e</sup> said Indjans be Sent for to Charles Town to be Directed how they shall behave them selves in Case of y<sup>e</sup> approach of an Enemie, And to be Encouraged by the Govermt To Continue their frind Shipp & obedience to y<sup>e</sup> Same and to Receive Such further orders, & Directions, as, we shall Thinke fitt for y<sup>e</sup> Peace & safety of this Collony,

Ja: Moore/

May it please yo<sup>r</sup>- Hono<sup>rs</sup>/

M<sup>r</sup> John Crosskeys offered y<sup>e</sup> Relinquishing of his place of Powder Receiver, only for the Encouragement of m<sup>r</sup> Peter Painter to continue Gunner, but since he is not thought fitt by yo<sup>r</sup> hono<sup>rs</sup>. we thinke it Reasonable y<sup>t</sup> s<sup>d</sup> Crosskeys should be Continued, therein, he haveing been before apoynted by y<sup>e</sup> Governor,  
ord<sup>rd</sup> y<sup>t</sup> m<sup>r</sup> Speaker signe y<sup>e</sup> s<sup>d</sup> message/

Ord<sup>rd</sup>: That m<sup>r</sup> Johnson Lynch m<sup>r</sup>: John Guppell & m<sup>r</sup> Peter Girrard Do mee in Charles Town, the 7<sup>th</sup> Day of October next w<sup>th</sup> y<sup>e</sup> Rest of y<sup>e</sup> Assessors for Raiseing money upon y<sup>e</sup> Penalty as in an act is Expressed and that m<sup>r</sup> John Ashby In-

forme Either of them, and them So Informed to Informe ye Rest as soone as Possible they may Informe themselves of ye particular Estates of Every Person both Real & personall in the Company Belonging to Major Robt Johnson./

Orderd: That m<sup>r</sup> Alexandr: These Chastaigner & m<sup>r</sup> John Gendron Do meeet in Charles Town, the 7<sup>th</sup> day of October next with ye rest of ye assessors for Raiseing money upon ye Penaltie as in an act is Expressed and y<sup>t</sup> m<sup>r</sup> Lewis Pasquerau Informe Either of them, and them So Informed Do Informe the other as soone as Possible they may Informe themselves of the Perticular Estates both Reale and Personall of Every person in the Santee Company./

Ordered That Leut<sup>t</sup> Col<sup>l</sup> Georg Dearsley major: John Boone & m<sup>r</sup> Richard Beresford Do meeet in Charles Town the 7<sup>th</sup> Day of October next w<sup>th</sup> the Rest of ye Assessors, for Raiseing money upon the Penalty as in an Act is Expressed, And y<sup>t</sup> m<sup>r</sup> Robert Fenwick, Informe Either of them. And them so Informed Do Informe the other as Soone as possible they may Informe themselves of ye perticular Estates of Boath Reale & personall of Every person Belonging to ye Company of s<sup>d</sup> Col<sup>l</sup> Dearsley./

Ordered That Capt<sup>t</sup> Georg Smith and m<sup>r</sup> Robert Machune Do meeet in Charles Town the 7<sup>th</sup> Day of October next w<sup>th</sup> the rest of the Assessors for Raiseing money upon the penalty as in an Act is Expressed And That Ralph Izard Esqr= Do Informe Either of them, & him So Informed Do Informe ye other as Soone as Possible they may Informe themselves of ye Particular Estates both Reale & personall of Every Person in ye Company of Capt Benjamin Schenckingh,/

Ord<sup>rd</sup>: That m<sup>r</sup> John Stevens & m<sup>r</sup> William Canty Do meeet in Charles Town the 7<sup>th</sup> day of October next with the Rest of ye Assessors= for Raiseing money upon ye Penalty as in an act. is Expressed, And that m<sup>r</sup> William Baker Informe Either of them, And them So Informed Do Informe the other as Soone as Possible they may Informe themselves of the Particular Estates Both Reale and Personall of Every Person in the Company of Col<sup>l</sup> Thomas Broughton/

Ordered That m<sup>r</sup> Shem Buttler Capt John Godfrey and m<sup>r</sup> John Bird, Do meeet in Charles Town the 7<sup>th</sup> day of october next with the rest of ye Assessors for Raiseing money upon the Penalty as in an act is Expressed, And that m<sup>r</sup> William Elliott Do Informe Either of them, and him So Informd: Do

Informe the other as Soone as Possible they may Informe, themselves of the particular Estates both Reale & Personall of Every Person in the Company of Cap<sup>t</sup> Jona: Fitch./

Ordered That Cap<sup>t</sup> Alexandr Parris m<sup>r</sup> Lewis Pasquerau Georg Logan Esqr: and m<sup>r</sup> Joseph Boone Do meeete in Charles Town ye 7<sup>th</sup> Day of October next w<sup>th</sup> the Rest of y<sup>e</sup> Assessors= for Raiseing money, upon y<sup>e</sup> Penalty as in An Act, is Express<sup>d</sup> and y<sup>t</sup> m<sup>r</sup> Tho: Rose Clerke of this House Informe Either of them, and him so Informed Do Informe the other as Soone as possible they may Informe themselves of y<sup>e</sup> Particular Estates Both Reale and Personall of Every Person in y<sup>e</sup> Two Companies Belonging to the Town./

Ordered yt m<sup>r</sup> Edw<sup>d</sup>: Drake & m<sup>r</sup>: Jos Ellicott Do meeete in charles Town y<sup>e</sup> 7<sup>th</sup> day of October next w<sup>th</sup> y<sup>e</sup> rest of y<sup>e</sup> Assessors for Raiseing Money upon y<sup>e</sup> penalty as in an act, is Expressed, & y<sup>t</sup> m<sup>r</sup> John Crosskeys Do Informe Either of them, and him so Informed do Informe y<sup>e</sup> other, as Soone as Possible they may Informe themselves of y<sup>e</sup> particular Estates both Reall & personall of Every person in the Company of Cap<sup>t</sup> David Davis./

Ord<sup>rd</sup> yt m<sup>r</sup> Rob<sup>t</sup> Seabrooke & m<sup>r</sup> John Stanyarne, Do meeete in Charles Town y<sup>e</sup> 7<sup>th</sup> day of october next w<sup>th</sup> the rest of y<sup>e</sup> Assessors= for Raiseing money upon the Penalty as in an Act is Expressed, & that m<sup>r</sup> James Stanyarne, Inform Either of them, and him so Informed Do Informe the other as Soone as Possible they may Informe themselves of y<sup>e</sup> particular Estates Both Reale & personall of Every Person in y<sup>e</sup> Companies, Belonging to Capt- William Davis./

Ordered yt m<sup>r</sup> John Whitmarsh and m<sup>r</sup> Lawrence Dennis Do meeete in Charles Town the 7<sup>th</sup> Day of octob<sup>r</sup>- next w<sup>th</sup> the Rest of the Assessors for Raiseing money upon the Penalty as in an Act is Expressed, and that Cap<sup>t</sup> John Hamilton Informe Either of them, & him So Informed Do Informe y<sup>e</sup> other as soone as Possible they may Informe themselves of the particular Estates Both Reale and personall of Every person in the Company Belonging to Cap<sup>t</sup> Tho: Bowers,

Ordered yt m<sup>r</sup> John Dedeott & m<sup>r</sup> John Jackson Do meeete in charles Town y<sup>e</sup> 7<sup>th</sup> Day of October next w<sup>th</sup> the rest of y<sup>e</sup> Assessors for Raiseing money upon the penalty as in an Act is Expressed, And that Cap<sup>t</sup> W<sup>m</sup>- Peters Informe Either of them & them so Informed Do Informe y<sup>e</sup> other as Soone as

Possible they may Informe themselves of ye perticular Estates both reale & Personall of Every Person in the Company of the sd. Capt Peters./

Ordered y<sup>t</sup> Cap<sup>t</sup> Tho: Nearne & m<sup>r</sup> Edmund Dundon D<sup>o</sup> meeete in Charles Town ye 7<sup>th</sup> day of october next w<sup>th</sup> ye Rest of ye assessors for Raiseing money, upon ye Penalty as in an act is Expressed, and y<sup>t</sup> m<sup>r</sup> William Edwards Do Informe Either of them & him so Informed Do Informe ye other as Soone as Possible they may Informe them Selves of ye perticular Estates Both Reale & Personall of Every Person in ye Company of Capt Thomas Nearne/

August ye 28<sup>th</sup> 1701

Whereas Mad<sup>m</sup> Elizabeth Blake, hath had a Negro man Slave Run a way & Killed by a White man, When ye Late act for ye better ordering of Slaves, was Expired./

Ordered That Capt: Tho: Smith Publick Rec<sup>r</sup>= Do pay out of ye Publick money To Mad<sup>m</sup>- Elizabeth Blake ye Sum of Twenty Pounds Currant Money for the said slave w<sup>th</sup>in Six months after ye Date hereof, And y<sup>t</sup> This ord<sup>r</sup> be Sent To ye upper House for their Concurrence, and y<sup>t</sup> m<sup>r</sup> Speaker signe ye Same/

Concurred w<sup>th</sup> in ye upper House.  
Ja Moore/

Ordered That James Moore Esq<sup>r</sup>: Governo<sup>r</sup>= As a Present from ye Governt: Do And is hereby Requested to Present ye Jamasee Indjans w<sup>th</sup> one Hundred w<sup>t</sup> of Powder, one Hundred fifty w<sup>t</sup> of Shott w<sup>th</sup> one Great Gunn, ffive Hundred flints and Two Gross of Knives, And Assure ye said Yamasees of our frindShipp and Assistance, And allso Informe them that the sd- Powder and Shott is by them to be reserved and Kept for their use onely, In Eminent necessity, And the Powder Receiver is hereby ord<sup>rd</sup>= to Deliver ye sd Powder to ye said Governo<sup>r</sup>: when he Shall be thereunto Required by an ord<sup>r</sup>- under his hand, And ye Publick Receiver is allso ord<sup>rd</sup>= to Buy the sd Shott flints and Knives and Pay for the Same out of ye Publick Money and Deliver them for ye use aforesaid to the said Governo<sup>r</sup>: when he shall be Required by an ord<sup>r</sup> under his hand And that this ord<sup>r</sup> be Sent to ye upper house for their Concurrence, And that m<sup>r</sup> Speaker Signe the same/

Assented to in the uper House  
Ja: Moore

Ordered That y<sup>e</sup> Powder Receiver Do Deliver to Each Com<sup>dr</sup>: in Cheife of Each Respective Company (The Town Companies only Excepted) fifty Pounds of Powder, when he shall be there unto Required by an Ord<sup>r</sup> und<sup>r</sup> y<sup>e</sup> hand of y<sup>e</sup> Honoble= James Moore Esq<sup>r</sup> Governo<sup>r</sup>: which Powder Shall by Each Capt be kept and Reserved for Emergent Necessity, And Shall be Accountable To the Generall Assembly for the Same, And that this ord<sup>r</sup>. be Sent to the uper House for their Concurrence/ And that m<sup>r</sup> Speaker Signe the Same./

Assented to in the upper house/

Ja: Moore

Ordered That the publick Receiver Do Buy Six Hundred and ffifty weight of fusee Bulletts, And Deliver to Every Commander in Cheife of Each Respective Company (The Town Companies only Excepted) ffifty Pound weight of s<sup>d</sup> Shott, when he shall be thereunto Required by an Ord<sup>r</sup> und<sup>r</sup> y<sup>e</sup> hand of y<sup>e</sup> Honoble= James Moore Esq<sup>r</sup> Governo<sup>r</sup>: which said Shott shall by Each Cap<sup>t</sup>= be Kept and Reserved for Emergent Necessity, & Shall be Accountable to the Generall Assembly for the Same And that this ord<sup>r</sup> be Sent to the uper house for their Con: Currance, And that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same/

Assented to in y<sup>e</sup> uper House/ Ja: Moore/

Ordered That Cap<sup>t</sup> Thomas Smith Publick Receiver Do Provide a Sufficient Quantity of match, Granada Shells, & Sizeable Shott, for y<sup>e</sup> Great Gunns, and five Hundred weight of Patrigg Shott and Eight Great Gunns, about Eight Thousand weight, and allso 25 p<sup>r</sup> of oares, 13 feete Long, and 25 p<sup>r</sup>: of oares fifteene feete Long to be Laid up in Charles Town for the use of the Publick, And Likewise he is here by ordered To Provide Twelve Barr<sup>lls</sup> of Beefe and Eight Barr<sup>lls</sup> of Porke, which said Beefe and Porke, Shall Every Six months be Sold by the Receiver & y<sup>e</sup> Same Quantity againe Provide and Keepe all-wayes in Charles Town, which s<sup>d</sup> Granada Shells, Great Shott, Match, Gunns, Oares, Beefe & Porke, Shall be paid for out of the Publick by s<sup>d</sup> Receiver not Exceeding Two hundred and fifty Pounds, And that this Ord<sup>r</sup> be Sent to the upper House for their Concurrence and that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same/

Assented to in y<sup>e</sup> upper House Ja: Moore

Ordered That the Powder Receiver Do Deliver to m<sup>r</sup> w<sup>m</sup>- Edwards and m<sup>r</sup> Henry Bowers, ffifteen Pounds, w<sup>t</sup> of Powder Each when he Shall be thereunto Required by an Ord<sup>r</sup> und<sup>r</sup> y<sup>e</sup> hand of y<sup>e</sup> Honoble= James Moore Esq<sup>r</sup> Governo<sup>r</sup>: which

Powder by them Shall be Kept and made use of to allaram y<sup>e</sup> neighbour hood in an Invasion and Shall be accountable to the Generall assembly for y<sup>e</sup> Same, And that this Ord<sup>r</sup> be Sent to y<sup>e</sup> uper house for their Concurrence, and that m<sup>r</sup> Speaker Signe the same/

Assented To in the Vper House, Ja: Moore,  
Ordered That the Publick Receiver send or Deliver to William Edwards one Great Gunn, and to m<sup>r</sup> Henry Bowers one Great Gunn moore, by Them to be Kept at their Houses to Allaram y<sup>e</sup> Neighbourhood upon an Invation or Time of Eminent Danger, And this ord<sup>r</sup> To be Sent to the uper house for their Concurrence, and that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same,

Assented to in the upper House/  
Ja: Moore

Ordered that the Commission<sup>rs</sup>, of the fortification, and Publick front Lines or any Three of them Do build a brest worke, at the White Poynt and a Platt forme thereon to Putt, fitting to mount Six Gunns, also a Good Substantiall Wall to be built the Breadth of the Streete against m<sup>r</sup>- Tradds House, w<sup>th</sup> Angles to Cleare the Two Batteries, and a Platt forme theron to putt, fitt to mount fower Gunns, Also that the Comission<sup>rs</sup>: or any three of them have full Power to finish the halfe Moone, And mount what Gunns they thinke Convenient thereon, And they or any three of them have power and are hereby Impowered, und<sup>r</sup> their hands to Draw, as much money out of the Publick Treasury as Will Defray y<sup>e</sup> Charges of this Worke; And that this ord<sup>r</sup> be Sent to y<sup>e</sup> uper house for their Concurrence; And that m<sup>r</sup> Speaker Signe the Same,/

Concur'd w<sup>th</sup> in the uper House Ja: Moore/

Whereas The Moneys Appropriated for Defraying the Charge of the Look outs will not be Leavyed before the first of Januari next, Therefore it is ordered y<sup>t</sup> the Honoble James Moore Esqr Governor: have Power and he is hereby Impowred in the Meane Time To Draw out of y<sup>e</sup> Publick such Sum or Sums of money for the Defraying y<sup>e</sup> Charges of ye Lookouts, and Buying Cannooes to Attend the Same/ And that this ord<sup>r</sup> be Sent to the uper house for their Concurrence And that m<sup>r</sup> Speaker Signe the Same,

Assented to in the uper house, Ja: Moore/

Ordered That the Capt<sup>t</sup>: of Each Company have Copies of all y<sup>e</sup> acts of Assembly, That they are Required to Reade at the

head of their Companies, from Thomas Rose, Clerke of this House and that the Publick Receiver Pay out of the Publick money to the s<sup>d</sup> Clerk for Each act, the Sum of Seaven Shillings and Six pence; And that this ord<sup>r</sup> be Sent to the uper house for their Concurrence/ And that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same assented to in the upper House/ Ja: Moore/ Ordered That the Commission<sup>rs</sup>- of the Poore Call into their hands, Such Legacies as have been Given to the Poore, and have not been Appropriated to Perticular Poore by y<sup>e</sup> Testators/,

And that they pay themselves the Sum of Twenty one Pounds and Seaven Shillings, being ye ballance of their acco<sup>ts</sup> and Disburstments on the Poore/, And That this ord<sup>r</sup> be sent to the uper house for their Concurrence And that m<sup>r</sup> Speaker Signe the Same/

Assented to in the uper house Ja: Moore

Ordered that the Publick Receiver Pay unto Thomas Rose Clerke of the house of Commons, The sum of Tenn Pounds for his Attendance on the said House and Copying and Ingrossing sever<sup>ll</sup> acts of Assembly, And the Writeing faire the Journall of y<sup>e</sup> Comns This Session; And that this ord<sup>r</sup> be Sent to the upper House for their Concurrence, And that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same/

Assented to in the upper house Ja: Moore

Ordered That Capt Thomas Smith Publick Receiver, Do in Six months from this Day, Pay unto Capt John Collins, for and in Consideration of his Care in Apprehending y<sup>e</sup> Runawayes,, The Sum of five Pounds,, And that this Order be Sent to y<sup>e</sup>: upper House for their Concurrence, and that m<sup>r</sup> Speaker Signe y<sup>e</sup> Same/

Assented to in y<sup>e</sup>: upper House: Ja: Moore

Ordered. The Publick Receiver Do Pay out of y<sup>e</sup> Publick money to m<sup>r</sup> Francis Fidling messenger of this House y<sup>e</sup> Sum of five Pounds, and that this ord<sup>r</sup> be Sent to the upper House for their Concurrence/ and that m<sup>r</sup> Speaker Signe y<sup>e</sup>- Same./

Assented to in y<sup>e</sup> upper house Ja: Moore-/

Ordered that The Publick Receiver Do Pay out of the Publick Money to m<sup>r</sup>s=Maverick the Sum of ffourty Shillings, and that this order be sent to the uper House for their Concurrence and that m<sup>r</sup> Speaker Signe the Same/

Assented to in the upper house/ Ja: Moore/

Ordered that m<sup>r</sup> John Crosskeys be Receiver of the Publick Powder and that This Ord<sup>r</sup> be Sent to ye upper House for their Concurrence & That m<sup>r</sup> Speaker Signe the Same./

In The upper House/

Wee Do not Approve of m<sup>r</sup> Crosskeys for Powder Receiver & Do Desire yt you would Nominate more then one for our Approbation/ Ja: Moore/

Ord<sup>rd</sup>: That Capt Alexander Parris be Receiver of ye Publick Powder, And That this Ord<sup>r</sup> be Sent to ye Vpper House for their Concurrence, And yt m<sup>r</sup> Speaker Signe the Same/

M<sup>r</sup>. Speaker & Gen<sup>t</sup>: Wee have Consulted ye Lords Prop<sup>rs</sup> Instructions and Rules of Governmt., And finde that nothing Can have the force of Law, which is not Ratified undr ye- Hands and Seales of ye Governo<sup>r</sup>: and Three or more of ye Lords Prop<sup>rs</sup> Deputies./ Ja: Moore/

In The upper House/

Ord<sup>rd</sup>=That Col<sup>ll</sup>: Bulls Sallary do Commence at his Departure from ye Savana Town on his Journey to the Tallaboooses &ce<sup>ta</sup>: And that this Order be Sent to ye Lower House for their Concurrence/ Ja: Moore/

Thursday august 28<sup>th</sup> 1701/

Assented to in the Lower House/ Job Howes Speak<sup>r</sup>-

M<sup>r</sup> Speak<sup>r</sup>: & Gent./ The Little money you have Raised & ye things we have thought Necessary to be done for ye Defence of ye Country To Gether w<sup>th</sup> the Consideration of ye Greatness & neareness, of the Danger Expected, makes us beleive That to adjourne to ye Seccond Wednesday in novemb<sup>r</sup>- (the time adjourned to the Last Sessions before this) will be more for ye Safety of the Collony, then to adjourne to a Longer time/ And if then wee thinke fitt we Can Adjourne to a Longer time

Ja Moore/

May it Please yor Honors/

Wee have Considered yor Honors- Message, Relateing to our adjournment, Therefor think it not Ill Convenient to Adjourne to ye first Wednesday in January next, Knowing that if yor Honors-thinke it necessary the Assembly Should Sitt before that time, you Can by yor Proclamation Call them, before that Adjournm<sup>t</sup>/

.South Carolina/ To The R<sup>t</sup> Hono<sup>ble</sup>= John Earle of Bath Pallatine, and the Rest of the True and Absolute Lords and Proprietors of the Province of Carolina./

May it Please yo<sup>r</sup>= Lord Shipps

Wee ye Representatives of the People now mett at Charles Towne for the south West Part of the Province of Carolina, Haveing Just Cause to feare that a Warr is allready, or Imediatly Will Breake out, Betweene the King dome of England and y<sup>e</sup> Confederates thereof, And the Kingdome of France and Spaine; And This yo<sup>r</sup> Lordshipps Province being a frontier To the Spanyards and French Who have Promised To attack us, And have lately Attempted by their Spies To, Withdraw the Ya:ma: See Indjans from us, and so to Envite the other Indjans to make warr upon us; And this yo<sup>r</sup> Lord Shipps Province being alltogether Incapacitated for a Defence for Want of Sufficient armes and amunition./

Wee Do Humbly pray yo<sup>r</sup> Lordships That you would be pleased to Send to this Province, Six Gunns of Twenty four Pounders, Six Gunns of Eighteene Pounders, Six Gunns of Twelve Pounders, Six Small feild Peices, Tenn Small Patlara-roes, Twenty Blunder bushess, Two Hundred ffusees, Twelve Dozen of Hand Granadoes, Two Hundred Cutlashes, Five Hundred Weight of match, Powder, Great Shott and Fusee Bulletts Proportionably./

Without which it will be Morrally Impossible for us to make our Defence in Case any Attempt be made against us; And as wee are und<sup>r</sup> yo<sup>r</sup> Lord Ships Protection Wee [Here the petition breaks off suddenly at the bottom of a page. The rest of the volume has been lost. When Mr. John S. Green copied the volume about 1849 he found the same pages missing that are missing now.]

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